

PEARSON, J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

MICHAEL OKO,)	CASE NO. 1:11CV00387
)	
Petitioner,)	
)	JUDGE BENITA Y. PEARSON
v.)	
)	
RICHARD GANSHIEMER,)	
)	<u>MEMORANDUM OF OPINION AND</u>
Respondent.)	<u>ORDER</u> (Resolving ECF Nos. 7, 11, 13)

Before the Court is the Report of Magistrate Judge Greg White recommending that the Court: (1) Grant Respondent Richard Ganshiemer's Motion to Dismiss Petitioner Michael Oko's Petition for Writ of Habeas Corpus ([ECF No. 7](#)); (2) Deny Petitioner Oko's Motion to Furnish Transcript ([ECF No. 11](#)); and, (3) Deny Petitioner Oko's Motion for Leave to Amend Instant Petition for Writ of Habeas Corpus ([ECF No. 13](#)).

The Federal Magistrate Act requires a district court to conduct a *de novo* review only of those portions of a Report and Recommendation to which the parties have made an objection. [28 U.S.C. § 636\(b\)\(1\)\(C\)](#). Parties must file any objections to a Report and Recommendation within fourteen days of service. *Id.*; [Fed. R. Civ. P. 72\(b\)\(2\)](#). Failure to object within this time waives a party's right to appeal the district court's judgment. [Thomas v. Arn, 474 U.S. 140, 145 \(1985\)](#); [U.S. v. Walters, 638 F.2d 947, 949-50 \(6th Cir. 1981\)](#). Absent objection, a district court may adopt a magistrate judge's report without review. See [Thomas, 474 U.S. at 149](#). In this instant matter, Petitioner Oko has not filed objections to the Report and Recommendation, despite his extension of time to do so ([ECF No. 16](#)).

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The Court finds that the Report and Recommendation is supported by the record and agrees with the recommendation to dismiss Petitioner Oko's Petition pursuant to [28 U.S.C. § 2244\(d\)](#) ([ECF No. 7](#)) and to deny the Motion to Furnish Transcript ([ECF No. 11](#)) and Motion for Leave to Amend Instant Petition for Writ of Habeas Corpus ([ECF No. 13](#)). Any further review by this Court would be a duplicative and an inefficient use of the Court's limited resources. [Thomas v. Arn](#), 728 F.2d 813 (6th Cir. 1984); [Howard v. Sec'y of Health and Human Servs.](#), 932 F.2d 505 (6th Cir. 1991); [U.S. v. Walters](#), 638 F.2d 947, 949-50 (6th Cir. 1981). The Court also finds that, pursuant to [28 U.S.C. § 1915\(a\)\(3\)](#), an appeal from this decision could not be taken in good faith.

Accordingly, the Court adopts the Report and Recommendation ([ECF No. 15](#)). Petitioner Michael Oko's Petition for Writ of Habeas Corpus ([ECF No. 1](#)) is dismissed, and an appeal from this decision could not be taken in good faith.

IT IS SO ORDERED.

March 2, 2012
Date

/s/ Benita Y. Pearson
Benita Y. Pearson
United States District Judge